

§ 180.1064

40 CFR Ch. I (7-1-07 Edition)

§ 180.1064 Tomato pinworm insect pheromone; exemption from the requirement of a tolerance.

An exemption from the requirement of a tolerance is established for combined residues of both components of the tomato pinworm insect pheromone (*E*)-4-tridecen-1-yl acetate and (*Z*)-4-tridecen-1-yl acetate in or on all raw agricultural commodities (preharvest) in accordance with the following prescribed conditions:

(a) Application shall be limited solely to point source dispensers or point source chopped fibers containing the tomato pinworm insect pheromone.

(b) Cumulative yearly application cannot exceed 200 grams of tomato pinworm pheromone per acre.

[58 FR 34376, June 25, 1993]

§ 180.1065 2-Amino-4,5-dihydro-6-methyl-4-propyl-s-triazolo(1,5- α)pyrimidin-5-one; exemption from the requirement of a tolerance.

The inert ingredient, 2-amino-4,5-dihydro-6-methyl-4-propyl-s-triazolo(1,5- α)pyrimidin-5-one is exempted from the requirement of a tolerance when used as an emetic at not more than 0.3 percent in formulations of paraquat dichloride. Further restrictions on this exemption are that this ingredient may not be advertised as an emetic and the paraquat product may not be promoted in any way because of the inclusion of this inert ingredient.

[70 FR 46431, Aug. 10, 2005]

§ 180.1067 Methyl eugenol and malathion combination; exemption from the requirement of a tolerance.

The insect attractant methyl eugenol and the insecticide malathion are exempt from the requirement of tolerances on all raw agricultural commodities when used in combination in Oriental fruit fly eradication programs under the authority of the U.S. Department of Agriculture, in accordance with the following directions and specifications:

(a) The combination shall be at the ratio of three parts methyl eugenol to one part technical malathion (3:1).

(b) This combination is to be impregnated on a carrier (cigarette filter tips

(cellulose acetate); cotton strings; fiberboard squares) or mixed with a jel cleared under 40 CFR 180.920 or 180.950.

(c) The maximum actual dosage per application per acre shall be 28.35 grams (one ounce avoirdupois) methyl eugenol and 9.45 grams (one-third (0.33) ounce avoirdupois) technical malathion.

[47 FR 9002, Mar. 3, 1982, as amended at 69 FR 23142, Apr. 28, 2004]

§ 180.1068 C₁₂-C₁₈ fatty acid potassium salts; exemption from the requirement of a tolerance.

C₁₂-C₁₈ fatty acids (saturated and unsaturated) potassium salts are exempted from the requirement of a tolerance for residues in or on all raw agricultural commodities when used in accordance with good agricultural practice.

[60 FR 34871, July 5, 1995]

§ 180.1069 (*Z*)-11-Hexadecenal; exemption from the requirement of a tolerance.

An exemption from the requirement of a tolerance is established for residues of the biological insecticide (pheromone) (*Z*)-11-hexadecenal when used as a sex attractant on artichoke plants to control the artichoke plume moth.

[47 FR 14906, Apr. 7, 1982]

§ 180.1070 Sodium chlorite; exemption from the requirement of a tolerance.

Sodium chlorite is exempted from the requirement of a tolerance for residues when used in accordance with good agricultural practice as a seed-soak treatment in the growing of the raw agricultural commodities crop group *Brassica* (cole) leafy vegetables and radishes.

[50 FR 51856, Dec. 20, 1985]

§ 180.1071 Peanuts, Tree Nuts, Milk, Soybeans, Eggs, Fish, Crustacea, and Wheat; exemption from the requirement of a tolerance.

(a) *General.* Residues resulting from the following uses of the food commodity forms of peanuts, tree nuts, milk, soybeans, eggs (including putrescent eggs), fish, crustacea, and wheat

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are exempted from the requirement of a tolerance in or on all food commodities under FFDC section 408 (when used as either an inert or an active ingredient in a pesticide formulation), if such use is in accordance with good agricultural practices:

- (1) Use in pesticide products intended to treat seeds.
- (2) Use in nursery and greenhouse operations, as defined in 40 CFR 170.3, which includes seeding, potting and transplanting activities.
- (3) Pre-plant and at-transplant applications.
- (4) Incorporation into seedling and planting beds.
- (5) Applications to cuttings and bare roots.
- (6) Applications to the field that occur after the harvested crop has been removed.
- (7) Soil-directed applications around and adjacent to all plants.
- (8) Applications to rangelands, which is land, mostly grasslands, whose plants can provide food (*i.e.*, forage) for grazing or browsing animals.
- (9) Use in chemigation and irrigation systems (via flood, drip, or furrow application with no overhead spray applications).
- (10) Application as part of a dry fertilizer on which an active ingredient is impregnated.
- (11) Aerial and ground applications that occur when no above-ground harvestable food commodities are present (usually pre-bloom).
- (12) Application as part of an animal feed-through product.
- (13) Applications as gel and solid (non-liquid/non-spray) crack and crevice treatments that place the gel or bait directly into or on top of the cracks and crevices via a mechanism such as a syringe.
- (14) Applications to the same crop from which the food commodity is derived, whether the plant fraction(s) intended for harvest are present or not, e.g., applications of peanut meal when applied to peanut plants.

(b) *Specific chemical substances.* Residues resulting from the use of the following substances as either an inert or an active ingredient in a pesticide formulation are exempted from the re-

quirement of a tolerance under FFDC section 408, if such use is in accordance with good agricultural practices and such use is included in paragraph (a):

Chemical Substance	CAS No.
Caseins	9000-71-9
Caseins, ammonium complexes	9005-42-9
Caseins, hydrolyzates	65072-00-6
Caseins, potassium complexes	68131-54-4
Caseins, sodium complexes	9005-46-3

[70 FR 1360, Jan. 7, 2005]

§ 180.1072 Poly-D-glucosamine (chitosan); exemption from the requirement of a tolerance.

(a) An exemption from the requirement of a tolerance is established for residues of the biological plant growth regulator poly-D-glucosamine when used as a seed treatment in or on barley, beans, oats, peas, rice, and wheat.

(b) An exemption from the requirement of a tolerance is established for residues of the biological plant growth regulator poly-D-glucosamine when used as a pesticide in the production any raw agricultural commodity.

[60 FR 19524, Apr. 19, 1995]

§ 180.1073 Isomate-M; exemption from the requirement of a tolerance.

The oriental fruit moth pheromone (Isomate-M) (Z-8-dodecen-1-yl acetate, E-8-dodecen-1-yl acetate, Z-8-dodecen-1-ol) is exempt from the requirement of a tolerance in or on all the raw agricultural commodities (food and feed) including peaches, quinces, nectarines, and macadamia nuts when used in orchards with encapsulated polyethylene tubing to control oriental fruit moth.

[54 FR 22897, May 30, 1989, as amended at 55 FR 23935, June 13, 1990]

§ 180.1074 F.D.&C. Blue No. 1; exemption from the requirement of a tolerance.

F.D.&C. Blue No. 1 is exempted from the requirement of a tolerance when used as an aquatic plant control agent.

[47 FR 25963, June 16, 1982]